

# Wetlands Bureau Decision Report

Decisions Taken  
01/10/2005 to 01/16/2005

## **DISCLAIMER:**

This document is published for information purposes only and does not constitute an authorization to conduct work. Work in jurisdiction may not commence until the applicant has received a posting permit.

Decisions are subject to appeal, and are reviewed by the federal agencies for compliance with Section 404 of the Federal Clean Water Act.

## **APPEAL:**

I. Any affected party may ask for reconsideration of a permit decision in accordance with RSA 482-A:10,II within 20 days of the Department's issuance of a decision. Requests for reconsideration should:

- 1) describe in detail each ground for complaint. Only grounds set forth in the request for reconsideration can be considered at subsequent levels of appeal;
- 2) provide new evidence or information to support the requested action;
- 3) Parties other than the applicant, the town, or contiguous abutters must explain why they believe they are affected; and
- 4) Be mailed to the DES Wetlands Bureau, PO Box 95, Concord, NH 03302-0095.

II. An appeal of a decision of the department after reconsideration may be filed with the Wetlands Council in accordance with RSA 482-A:10, IV within 30 days of the department's decision. Filing of the appeal must:

- 1) be made by certified mail to Brian Fowler, Chairperson, Wetlands Council, PO Box 95, Concord, NH 03302-0095 (a copy should also be sent to the DES Wetlands Bureau);
- 2) contain a detailed description of the land involved in the department's decision; and
- 3) set forth every ground upon which it is claimed that the department's decision is unlawful or unreasonable.

## MAJOR IMPACT PROJECT

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**2002-01002                      NH DEPT OF TRANSPORTATION**  
**SUTTON   Kezar Lake**

Requested Action:

Request to amend permit by adding four concrete logs at the end of the existing boat ramp.

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Inspection Date: 08/12/2002 by Gino E Infascelli

APPROVE AMENDMENT:

Reconstruct and stabilize an eroded embankment area between the road and Kezar Lake by placing 6 inches of stone and gravel along 278 feet of bank and covering the area with sod. Install a 12 foot wide and 12 foot long set of concrete planks to formalize an existing boat launch area. Total impact area is 2,301 sq. ft. NHDOT project #M214-4.

With Conditions:

1. All work shall be in accordance with plans by NHDOT District #2 dated 4/24/02 and revised 11/24/04, as received by the Department on December 6, 2004.
2. Dredged material shall be placed out of the DES Wetlands Bureau jurisdiction.
3. Construction equipment shall not be located within surface waters.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
5. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
6. Extreme precautions to be taken within riparian areas to limit unnecessary removal of vegetation during road construction and areas cleared of vegetation to be revegetated as quickly as possible.
7. There shall be no further alteration to wetlands or surface waters without amendment of this permit.
8. Standard precautions shall be taken to prevent import or transport of soil or seed stock from nuisance, invading species such as purple loosestrife or Phragmites.
9. No parking to be allowed on the repaired shoulder.
10. The existing shrubs at the southerly end of the project shall remain in place.

With Findings:

1. This is a major impact project per Administrative Rule Wt 303.02(h), alteration of more than 200 linear feet of a lake bank.
2. The amendment will stabilize the end of the ramp.

**2003-00421                      300 MAIN STREET REALTY LLC**  
**NASHUA   Salmon Brook**

Requested Action:

Request to amend permit to reduce culvert replacement length impact from two (2) 114" x 187 linear foot corrugated steel culvert pipes, to replacement with two 114" x 110 linear foot. corrugated steel pipes, and stabilize with 77 linear foot of rip rap re-exposed channel and banks of the Salmon Brook between the new upstream culvert outlet and existing downstream channel and bank rip rap. Total impact area footprint to remain the same at 13,194 square feet.

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Conservation Commission/Staff Comments:

Did not comment on amendment request.

APPROVE AMENDMENT:

Perform construction activities requiring the disturbance of a total of 13,194 sq. ft. of previously impacted stream channel and embankments in or adjacent to the designated prime wetlands of Salmon Brook for the replacement of two (2) deteriorated and failed 187 lin. ft. x 10 ft. dia. CMP culverts with twin 114" x 110 lin. ft. polymer coated corrugated steel culvert pipes, and install 77 linear feet of rip rap in newly exposed channel and banks between culvert outlets and existing stream rip rap.

With Conditions:

Amended Conditions:

1. All work shall be in accordance with plans by Appledore Engineering, Inc. dated July 30, 2004 as received by the Department on November 8, 2004.
2. No work shall exceed the southerly property line without express written permission of the landowner submitted to and acknowledged by DES. No work on the property of the permittee shall result in negative environmental impact on the property of any abutter.
3. All failed structures shall be removed from within the Salmon Brook, including the concrete headwall and fence located at the outlet end of the existing failed culverts, as well as the culverts and any associated debris.

Original Conditions (renumbered):

4. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
5. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).
6. Orange construction fencing shall be placed at the limits of construction; siltation/erosion controls shall be installed prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
7. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
8. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
9. Erosion control and construction sequence notes on the approved plans shall be explicitly followed.
10. A professional engineer shall inspect the project to insure compliance with approved plans and permit conditions.
11. Unconfined work within Salmon Brook, exclusive of work associated with installation of a cofferdam, shall be done during periods of low flow.
12. Cofferdams shall not be installed during periods of high flow, whether due to seasonal runoff or precipitation. Once a cofferdam is fully effective, confined work can proceed without restriction.
13. Prior to commencing work on a substructure located within surface waters, a cofferdam shall be constructed to isolate the substructure work area from the surface waters.
14. Temporary cofferdams shall be entirely removed immediately following construction.
15. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with straw bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
16. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
17. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
18. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.
19. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.
20. Silt fencing must be removed once the area is stabilized.
21. Proper headwalls shall be constructed within seven days of culvert installation.
22. Work shall be done during low flow.
23. At least 48 hours prior to the start of construction, a pre-construction meeting shall be held with NHDES Land Resources Management Program staff at the project site or at the DES Office in Concord, N.H. to review the conditions of this wetlands permit and the NHDES Site Specific Permit. It shall be the responsibility of the permittee to schedule the pre-construction meeting, and the meeting shall be attended by the permittee, their professional engineer(s), wetlands scientist(s), and the contractor(s) responsible for performing the work. The Nashua Conservation Commission shall be notified, in advance, of the date and time of

this meeting.

With Findings:

1. This is a major impact project per Administrative Rule Wt 303.02(f), projects located in or adjacent to designated prime wetlands.
2. A prime wetlands public hearing on the amendment request to shorten the replacement culvert lengths was held on 11/8/04.
3. The amended proposal results in more open stream channel than that originally permitted, which is a desirable alternative to continuing containment of Salmon Brook in replacement culverting of the same length as the previous culverting.
4. Administrative rule Wt 304.04 (a) relative to property line setback of 20' from a project is waived on the basis that:
  - a. the abutter was duly notified of the project and did not comment to the record, nor attend or testify in either of the two public hearings held;
  - b. the amended proposal will result in improvement in environmental quality by removing failed culverting and stabilizing the side slopes adjacent to the abutter's property line;
  - c. the permit is conditioned to prohibit work exceeding the property line or resulting in negative environmental impact on the abutting property.
5. Based on findings #1-4 above, there is clear and convincing evidence that amendment of the permit granted on 12/9/03 will have no significant loss of values to the prime wetlands as set forth in RSA 482-A:1, and the project meets the criteria set forth in Rule Wt 703.01 Criteria for Approval.

Any party may apply for reconsideration with respect to any matter determined in this action within 28 days from the date of this notification. A motion for reconsideration must specify all grounds upon which future appeals may be based, and should include information not available to the Department when the decision was made. The Department may grant reconsideration if, in its opinion, good reason is provided in the motion.

**MINOR IMPACT PROJECT**

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**2003-01154                      FREITAS, NANCIE**  
**HILL   Unnamed Wetland**

Requested Action:

Amendment request to change the 160 square feet of temporary impact to permanent access.

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Conservation Commission/Staff Comments:

The conservation commission did not comment on this project.

**APPROVE AMENDMENT:**

Restore 4375 square feet of forested wetland and impact 610 square feet for driveway access to a proposed single family residence.

With Conditions:

1. All work shall be in accordance with plans by Fernstone Associates dated October 11, 2002 and amended by Lobdell Associates on April 28, 2003, as received by the Department on September 26, 2003.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
4. Work shall be done during low flow.
5. Restoration activities shall coincide with site construction unless otherwise considered and authorized by the Wetlands Bureau.
6. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
7. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.

8. Areas of restoration shall be brought back to original grade.
9. The permittee shall designate a qualified professional who will be responsible for monitoring and ensuring that the restoration is in accordance with the approved plan.
10. The permittee shall attempt to control invasive, weedy species such as purple loosestrife (*Lythrum salicaria*) and common reed (*Phragmites australis*) by measures agreed upon by the Wetlands Bureau if the species is found in the mitigation areas during construction and during the early stages of vegetative establishment.
11. A post-construction report documenting the status of the completed project with photographs shall be submitted to the Wetlands Bureau within 60 days of the completion of construction.
12. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

The department reaffirms findings 1-5 of the original approval.

**2004-01720                      FERGUSON FAMILY TRUST, CHRISTINE EVANS**  
**NEW DURHAM   Unnamed Wetland**

Requested Action:

Dredge and fill a total of 2,540 square feet of wetlands including 122 square feet to install a 12" x 22' culvert for an intermittent stream crossing at crossing no. 1, and 2,418 square feet to install a 36" x 40' culvert for a perennial stream crossing at crossing no. 2, to construct a permanent 12' wide gravel woods road to access three wood lots totaling 84+ acres.

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Inspection Date: 10/27/2004 by Dori A Wiggin

APPROVE PERMIT:

Dredge and fill a total of 2,540 square feet of wetlands including 122 square feet to install a 12" x 22' culvert for an intermittent stream crossing at crossing no. 1, and 2,418 square feet to install a 36" x 40' culvert for a perennial stream crossing at crossing no. 2, to construct a permanent 12' wide gravel woods road to access three wood lots totaling 84+ acres.

With Conditions:

1. All work shall be in accordance with revised plans by Roaring Brook Consultants Inc. dated 11/22/04, as received by the Department on 12/02/04, and per crossing detail sheets 1 of 8 and 2 of 8 for wetland crossing no. 1 and wetland crossing no. 2, respectively, by Roaring Brook Consultants Inc., as received by the Department on July 26, 2004.
2. This roadway shall be to access lots formally designated by the town of New Durham as "wood lots" only. Any change to a subdivision driveway or roadway for house lot development shall require a new application and re-permitting of the crossings for that purpose by the Department.
3. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
4. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain conditions #2 and #3 of this approval.
5. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
6. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
7. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
8. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
9. Proper headwalls shall be constructed within seven days of culvert installation.
10. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
11. Work shall be done during low flow.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(l), projects that disturb less than 200 linear feet of a perennial stream and its banks.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01. Over 84 acres of land formally designated as "wood lots" by the town of New Durham are not accessible without crossing wetlands at some location on the property.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03. Crossing no. 1 is of an intermittent stream with only 122 square feet of impact; crossing no. 2 crosses in a location somewhat wider than other portions of the stream, however this location is still comparatively narrow, and crossing at this location preserves a significant buffer around vernal pools that have been identified near the narrowest crossing area.
4. The applicant has reduced the proposal from a loop road involving 8 crossings totaling 13,010 square feet of impact to 2 crossings, totaling 2,540 square feet of impact, the minimum necessary to access 84 acres of wood lot area.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. DES Staff conducted a field inspection of the proposed project on 10/27/04. Field inspection determined that impacts originally applied for were excessive for the purpose of accessing the wood lots; applicant subsequently revised the project to the minimum impact necessary to reach the upland of the wood lots. It was also found in review of the revised plans that relocating the larger crossing downstream to a narrower location as seen in the field would bring impact within closer, and less desirable proximity to two vernal pools.
6. The permit is conditioned to require re-application for the crossings if there is a change in use from wood lot to housing subdivision.

**2004-01823                      NH DEPT OF TRANSPORTATION**  
**CLAREMONT   Stevens Brook**

Requested Action:

Slipline a 48 in. x 48 ft. culvert, extend the inlet by 7 ft. and replace headwalls impacting 383 sq. ft. of stream and banks (202 sq. ft. temporary).

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APPROVE PERMIT:

Slipline a 48 in. x 48 ft. culvert, extend the inlet by 7 ft. and replace headwalls impacting 383 sq. ft. of stream and banks (202 sq. ft. temporary). NHDOT project #M212-13.

With Conditions:

1. All work shall be in accordance with plans by NHDOT District 2 dated July 12, 2004 as received by the Department on August 5, 2004.
2. Dredged material shall be placed out of the DES Wetlands Bureau jurisdiction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
4. Construction equipment shall not be located within surface waters.
5. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
6. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
7. Extreme precautions to be taken within riparian areas to limit unnecessary removal of vegetation during road construction and areas cleared of vegetation to be revegetated as quickly as possible.
8. There shall be no further alteration to wetlands or surface waters without amendment of this permit.
9. Proper headwalls shall be constructed within seven days of culvert installation.

10. Work shall be done during low flow.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(l), alteration of less than 200 linear feet of stream and banks.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

**2004-02554                      SOUCY, ALAN & CHRISTINE**  
**ALTON   Lake Winnepesaukee**

Requested Action:

Remove an existing permanent 8 ft by 38 ft 6 in crib dock connected to a 6 ft by 38 ft 6 in crib dock by a 4 ft by 10 ft 4 in walkway in a "U" shaped configuration with a 14 ft 2 in by 25 ft 9 in open-sided boathouse and construct a permanent 6 ft 4 in by 38 ft 6 in crib dock connected to a 6 ft by 38 ft 6 in crib dock by a 4 ft by 10 ft 4 in walkway with a 14 ft 2 in by 25 ft 9 in open-sided boathouse over the center slip, install a permanent boatlift in center slip, install two PWC lifts in the western slip with platforms to secure the PWC to, install a 3 piling ice cluster in the northern slip on Lake Winnepesaukee, Alton.

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Conservation Commission/Staff Comments:

Con. Com. recommends approval.

APPROVE PERMIT:

Remove an existing permanent 8 ft by 38 ft 6 in crib dock connected to a 6 ft by 38 ft 6 in crib dock by a 4 ft by 10 ft 4 in walkway in a "U" shaped configuration with a 14 ft 2 in by 25 ft 9 in open-sided boathouse and construct a permanent 6 ft 4 in by 38 ft 6 in crib dock connected to a 6 ft by 38 ft 6 in crib dock by a 4 ft by 10 ft 4 in walkway with a 14 ft 2 in by 25 ft 9 in open-sided boathouse over the center slip, install a permanent boatlift in center slip, install two PWC lifts in the western slip with platforms to secure the PWC to, install a 3 piling ice cluster in the northern slip on Lake Winnepesaukee, Alton.

With Conditions:

1. All work shall be in accordance with plans by Winnepesaukee Marine Construction dated October 4, 2004, revision date December 3, 2004 as received by the Department on January 3, 2005.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. This permit to replace or repair existing structures shall not preclude the Department of Environmental Services from taking any enforcement action or revocation action if the Department of Environmental Services later determines that these "existing structures" were not previously permitted or grandfathered.
4. A new written agreement to retain the watercraft lifts within the 20 ft abutter setback shall be submitted for the new owners of the affected property within 6 weeks of the time of sale or said lifts shall be removed from the frontage.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, maintained during construction, and shall remain until the area is stabilized.
6. Dredged material and construction debris shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
7. Existing rocks which have fallen shall be used for repair. No Additional Rocks.
8. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(m), addition of a ice clusters.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The proposed modifications do not add boatslips and provide for less fill in public waters and less constructed surface area over

public waters than the existing structure.

5. The applicant has submitted a signed notarized waiver of the 20 ft setback from the affected abutter.

**2004-02695                      BEDFORD, TOWN OF**  
**BEDFORD   Bowman Brook**

Requested Action:

Retain work executed under emergency authorization 2004-538, and approve additional work to upgrade culvert crossings on two town streets, as follows:

Site A - replace emergency repair culvert with a 72" x 105' culvert and associated concrete headwalls, temporarily impacting 760 sq. ft., and permanently impacting 840 sq. ft. (105 linear ft.) of Bowman Brook; and

Site B - retain twin 48" x 100' culverts and install new concrete headwalls, temporarily impacting 930 sq. ft., and permanently impacting 1,304 sq. ft. (100 linear ft.) of Bowman Brook.

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Conservation Commission/Staff Comments:

Signed expedited application.

APPROVE PERMIT:

Retain work executed under emergency authorization 2004-538, and approve additional work to upgrade culvert crossings on two town streets, as follows:

Site A - replace emergency repair culvert with a 72" x 105' culvert and associated concrete headwalls, temporarily impacting 760 sq. ft., and permanently impacting 840 sq. ft. (105 linear ft.) of Bowman Brook; and

Site B - retain twin 48" x 100' culverts and install new concrete headwalls, temporarily impacting 930 sq. ft., and permanently impacting 1,304 sq. ft. (100 linear ft.) of Bowman Brook.

With Conditions:

1. All work shall be in accordance with plans by Steven E. Cummings, P.E. and Promised Land Survey, LLC dated September 28, 2004, as received by the Department on November 5, 2004, and per dewatering by-pass plans by Town of Bedford dated December 16, 2004, as received by the Department on December 27, 2004.
2. Culvert outlets shall be properly rip rapped.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
5. Work shall be done during low flow.

With Findings:

1. Site A (Wendover Way) is a minor impact project per Administrative Rule Wt 303.03(l), projects that disturb less than 200 linear feet of a perennial stream.
2. Site B (Oak Drive) is a minimum impact project per Administrative Rule Wt 303.04(x), repair or replacement of an existing culvert with no change in dimensions or construction type.
3. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
4. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
5. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

**2004-02772                      BLAYNE, KEVIN**  
**HAMPTON   Tidal Buffer**



Requested Action:

Excavate, regrade and/or otherwise alter terrain totaling 2,710 sq. ft. (1,444 sq. ft. permanent impacts; 1,266 sq. ft. temporary impacts) within the upland tidal buffer zone for the construction of a single family residence and associated permeable surface driveway access.

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Conservation Commission/Staff Comments:

"The Hampton Conservation Commission does not oppose the granting of a wetlands permit for the construction of a single family home at 10 Patricia Street. " Requested 'stipulations' addressed in permit conditions.

Inspection Date: 09/03/2004 by Frank D Richardson

APPROVE PERMIT:

Excavate, regrade and/or otherwise alter terrain totaling 2,710 sq. ft. (1,444 sq. ft. permanent impacts; 1,266 sq. ft. temporary impacts) within the upland tidal buffer zone for the construction of a single family residence and associated permeable surface driveway access.

With Conditions:

1. All work shall be in accordance with plans by NH Soil Consultants, Inc. dated 11/11/04, as received by the Department on November 15, 2004.
2. There shall be no further alteration of areas within NH DES Wetlands Bureau jurisdiction for lot development, other construction activities or structures other than the proposed house as shown on above referenced plan.
3. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).
4. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
7. Temporary impact areas shall have at least 75% successful establishment of indigenous tidal buffer zone vegetation after two (2) growing seasons, or it shall be replanted and re-established until the native vegetation impacted is replicated in a manner satisfactory to the DES Wetlands Bureau.
8. DES Coastal Region staff and the Hampton Conservation Commission staff shall be notified in writing prior to commencement of work and upon its completion.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(b) to: Excavate, regrade and/or otherwise alter terrain totaling 2,710 sq. ft. (1,444 sq. ft. permanent impacts; 1,266 sq. ft. temporary impacts) within the upland tidal buffer zone for the construction of a single family residence and associated permeable surface driveway access.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. DES Coastal Region staff conducted a field inspection of the proposed project with the Hampton Conservation Commission on September 03, 2004.

2004-02846

RIVER VALLEY REALTY TRUST

CONWAY Unnamed Wetland

Requested Action:

Impact 3,795 square feet of palustrine forested wetland to remove an existing 24" culvert, and install a 9'2" x 3'3" box culvert (40' in

length) for constructing a road that will serve a 26-lot subdivision.

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#### APPROVE PERMIT:

Impact 3,795 square feet of palustrine forested wetland to remove an existing 24" culvert, and install a 9'2" x 3'3" box culvert (40' in length) for constructing a road that will serve a 26-lot subdivision.

#### With Conditions:

1. All work shall be in accordance with plans by Ammonoosuc Survey Company, Inc. dated 10/25/04, as received by the Department on 11/29/04.
2. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
3. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #2 of this approval.
4. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau.
5. This permit is contingent on approval by the DES Site Specific Program.
6. This permit is contingent on approval by the DES Subsurface Systems Bureau.
7. At least 48 hours prior to the start of construction, a pre-construction meeting shall be held with NHDES Land Resources Management Program staff at the project site or at the DES Office in Concord, N.H. to review the conditions of this wetlands permit and the NHDES Site Specific Permit. It shall be the responsibility of the permittee to schedule the pre-construction meeting, and the meeting shall be attended by the permittee, his/her professional engineer(s), wetlands scientist(s), and the contractor(s) responsible for performing the work.
8. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
9. Proper headwalls shall be constructed within seven days of culvert installation.
10. Culvert outlets shall be properly rip rapped.
11. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
12. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.
13. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.
14. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
15. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

#### With Findings:

1. This project is classified as a Minor Project per NH Administrative Rule Wt 303.03 (h), as impacts are less than 20,000 square feet.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

#### MINIMUM IMPACT PROJECT

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**2003-00116 CHARLESTOWN, TOWN OF  
CHARLESTOWN Clay Brook**

Requested Action:

Temporarily impact 1,500 sq ft of palustrine scrub-shrub wetlands to repair a broken water line.

\*\*\*\*\*

CONFIRM EMERGENCY AUTHORIZATION:

Temporarily impact 1,500 sq ft of palustrine scrub-shrub wetlands to repair a broken water line.

With Conditions:

1. All work in accordance with plans by the applicant, as received by the Department on March 7, 2003.
2. Area shall be regraded to original contours following completion of work.
3. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
4. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.

With Findings:

1. This project is classified as a minimum impact project per Rule Wt 303.04(af).
2. The project was necessary to repair a damaged municipal water line.
3. Emergency authorization for this work was issued by DES Wetlands Bureau Staff on January 24, 2003.
4. Review of the application submitted pursuant to the emergency authorization indicates that work has been completed in accordance with the emergency authorization.

**2004-01478 BROWN, CLEVE & VALERIE  
SEABROOK Salt Marsh**

Requested Action:

Excavate, regrade and/or otherwise alter terrain and construct a new dwelling, including a driveway and landscaping on a previously developed site including 5,500 sq. ft. within the tidal buffer zone, being within 100 feet of the highest observable tide line.

\*\*\*\*\*

APPROVE PERMIT:

Excavate, regrade and/or otherwise alter terrain and construct a new dwelling, including a driveway and landscaping on a previously developed site including 5,500 sq. ft. within the tidal buffer zone, being within 100 feet of the highest observable tide line.

With Conditions:

1. All work shall be in accordance with plans by Millennium Engineering, Inc. dated June 20, 2004, as received by the Department on July 01, 2004.
2. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for other construction activities.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. NH DES Coastal Region staff shall be notified in writing prior to commencement of work and upon its completion.

**2004-01704 KLEBE, DANIEL & CARRIE  
STEWARTSTOWN Diamond Pond**

Requested Action:

Impact a total of 339 square feet of forested wetland (including 5 square feet of bank impact) for the construction of a 167 foot long by 2 feet wide path leading to a 10 foot by 10 foot landing constructed on piles on a single family residential lot on 1.54 acres on Diamond Pond with 197 feet of shoreline frontage.

\*\*\*\*\*

Conservation Commission/Staff Comments:

The Stewartstown Conservation Commission did not sign the Minimum Impact Expedited Application.

APPROVE PERMIT:

Impact a total of 339 square feet of forested wetland for the construction of a 167 foot long by 2 feet wide path (334 square feet of impact) leading to a 10 foot by 10 foot landing constructed on piles (5 square feet of bank impact) on a single family residential lot on 1.54 acres on Diamond Pond with 197 feet of shoreline frontage.

With Conditions:

1. All work shall be in accordance with the following plans by North Country Septic Design as received by the Department on January 7, 2005:
  - a.) The Partial Plot Plans (Sheets 1&2) dated July 7, 2004 and revised December 28, 2004;
  - b.) The Profile Proposed Landing & Stair to Existing Dock Plan dated December 28, 2004.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. Work shall be done during low flow conditions.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
6. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).
7. No stumps shall be removed within 50 feet of the reference line per RSA 483-B (see attached fact sheet).
8. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f), alteration of less than 3,000 square feet of jurisdictional forested wetland.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

Requested Action:

Amend permit to allow the reconstruction of retaining wall along the shoreline after the removal of the existing wharf.

\*\*\*\*\*

Conservation Commission/Staff Comments:

Con. Com. requested an engineered plan.

APPROVE AMENDMENT:

Amend permit to read: Excavate 73 cu yds from 960 sq ft of bank to construct a 16 ft x 39 ft perched beach, surrounded by a stone wall, with steps accessing the beach and water, permanently remove an existing 6 ft x 21 ft wharf, repair 70 linear ft of existing stone retaining wall and reconstruct 27 ft of stone retaining wall on 195 ft of frontage on Long Island, Lake Winnepesaukee.

With Conditions:

1. All work shall be in accordance with plans as revised on December 10, 2004, as received by the Department on January 7, 2005.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
5. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
6. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
7. Repair shall maintain existing size, location and configuration.
8. Dredged or excavated material shall be placed outside of the DES Wetlands Bureau jurisdiction.
9. Stone placed along the beach front for the purpose of retaining sand shall be placed above and/or landward of those rocks currently located along the normal high water line (Elevation 504.32). Those rocks existing at the normal high water line shall remain otherwise undisturbed such that the natural shoreline remains identifiable.
10. The steps installed for access to the water shall be located completely landward of the normal high water line.
11. No more than 10 cu. yds. of sand may be used and all sand shall be located above the normal high water line.
12. This permit shall be used only once, and does not allow for annual beach replenishment.
13. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
14. Revegetation of trees, shrubs and ground covers representing the density and species diversity of the existing stand of vegetation removed for this project shall begin at a distance no greater than 5 feet landward from the beach area.
15. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
16. Work shall be done during low water.
17. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(d), construction of a perched beach.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
5. Conservation Commission requested an engineered plan, which is not require for a minimum impact project.

2004-02117

DANIEL, JOHN

LACONIA Pickerel Cove - Paugus Bay

Requested Action:

Replace 128 linear ft of existing railroad tie retaining wall with Allan Block retaining wall on an average of 116.5 ft of frontage on Lake Winnepesaukee, Laconia.

\*\*\*\*\*

Conservation Commission/Staff Comments:

The conservation commission would prefer the use of natural stone rather than an Allan block retaining wall.

APPROVE PERMIT:

Replace 128 linear ft of existing railroad tie retaining wall with Allan Block retaining wall on an average of 116.5 ft of frontage on Lake Winnepesaukee, Laconia.

With Conditions:

1. All work shall be in accordance with plans by Bryan L Bailey and Associates Inc, dated July 28, 2004 and revised through December 8, 2004, as received by the Department on December 15, 2004.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
5. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
6. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
7. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
8. Repair shall maintain existing size, location and configuration.
9. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
10. Work shall be done during low water.
11. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This project is classified as a minimum impact project per Rule Wt 303.04(v), repair of existing structures with no change in size, location or configuration.
2. The proposed residential construction as illustrated on the approved plans will be in compliance with RSA 483-B.
3. The applicant has provided a Shoreland Protection Certification Form and a 5-year lot improvement plan.

2004-02308

SKOGLUND, STEPHEN

RYE Atlantic Ocean

Requested Action:

Impact 3,200 square feet within the 100 foot Tidal Buffer Zone which includes the planting of herbaceous and woody plants for bank stabilization; a stone landing leading to a 4'x22' terrace; stone slab bench; granite treads leading to existing pier and dock; a blue stone walk; granite treads to driveway; two (2) stone columns with associated gate; 2' stone wall; cobblestone apron; 152 linear feet of 4' fence; pergola with blue stone walk; and aggregate driving surface.

\*\*\*\*\*

Conservation Commission/Staff Comments:

No comment was received by the Rye Conservation Commission.

APPROVE PERMIT:

Impact 3,200 square feet within the 100 foot Tidal Buffer Zone which includes the planting of herbaceous and woody plants for bank stabilization; a stone landing leading to a 4'x22' terrace; stone slab bench; granite treads leading to existing pier and dock; a blue stone walk; granite treads to driveway; two (2) stone columns with associated gate; 2' stone wall; cobblestone apron; 152 linear feet of 4' fence; pergola with blue stone walk; and aggregate driving surface.

With Conditions:

1. All work shall be in accordance with the following plans by Terra Firma:
  - a.) Drawings 1 & 2 received by the Department on September 24, 2004;
  - b.) List of Plant Material dated December 20, 2004, as received by the Department on December 22, 2004.
2. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
3. Coastal staff shall be notified in writing prior to commencement of work and upon its completion.
4. There shall be no further alteration of jurisdictional area for lot development, driveways, or for other construction activities.
5. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).
6. No stumps shall be removed within 50 feet of the reference line per RSA 483-B (see attached fact sheet).
7. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
8. All driving surfaces shall be of porous/permeable materials only.
9. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(o) Projects deemed minimum impact by the department based on the degree of environmental impact.
2. On January 5, 2005, DES Coastal Staff inspected the proposed site and makes the findings that there will be no adverse impacts to the jurisdictional areas adjacent to the project site.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

**2004-02588 CHASE, ORRIN H**  
**AUBURN Unnamed Wetland**

Requested Action:

Dredge and fill a total of 2,842 square feet in wetlands including 916 square feet to install a 12" x 26' culvert; 60 square feet to install a 12" x 22' culvert; and 1,866 square feet to install a 24" x 24' culvert to provide driveway access to a single family house lot on 6.11 acres.

\*\*\*\*\*

Conservation Commission/Staff Comments:  
Con. Com. recommended approval.

APPROVE PERMIT:

Dredge and fill a total of 2,842 square feet in wetlands including 916 square feet to install a 12" x 26' culvert; 60 square feet to install a 12" x 22' culvert; and 1,866 square feet to install a 24" x 24' culvert to provide driveway access to a single family house lot on 6.11 acres.

With Conditions:

1. All work shall be in accordance with plans by Burd Engineering dated 8/18/04 with culvert dimensions as provided by A & D

Klum Environmental dated 11/29/04 as received by the Department on 12/1/04 and per Conservation Commission letter received 12/13/04.

2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
4. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
5. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
6. Culvert outlets shall be properly rip rapped.
7. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
8. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
9. Work shall be done during low flow.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(z), installation of culverts to access a single family building lot.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
5. The abutter's comments have been reviewed and equalization of the drainage has been accounted for in the placement of the culverts as proposed.

**2004-02689                      NH DEPT OF TRANSPORTATION**  
**WILMOT   Kimpton Brook**

Requested Action:

Replace concrete bridge deck, reface existing abutments and replace the southeast wing wall impacting 890 sq. ft. of banks and channel (775 sq. ft. temporary).

\*\*\*\*\*

APPROVE PERMIT:

Replace concrete bridge deck, reface existing abutments and replace the southeast wing wall impacting 890 sq. ft. of banks and channel (775 sq. ft. temporary). NHDOT project #99040T.

With Conditions:

1. All work shall be in accordance with plans by NHDOT Bureau of Bridge Maintenance, as received by the Department on November 4, 2004.
2. Dredged material shall be placed out of the DES Wetlands Bureau jurisdiction.
3. Unconfined work within the brook, exclusive of work associated with installation of a cofferdam, shall be done during periods of low flow.
4. Cofferdams shall not be installed during periods of high flow, whether due to seasonal runoff or precipitation. Once a cofferdam is fully effective, confined work can proceed without restriction.
5. Prior to commencing work on a substructure located within surface waters, a cofferdam shall be constructed to isolate the substructure work area from the surface waters.
6. Temporary cofferdams shall be entirely removed immediately following construction.
7. Construction equipment shall not be located within surface waters.
8. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; and c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.



9. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
10. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
11. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.
12. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Matting and pinning shall stabilize slopes steeper than 3:1.
13. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
14. Extreme precautions to be taken within riparian areas to limit unnecessary removal of vegetation during road construction and areas cleared of vegetation to be revegetated as quickly as possible.
15. There shall be no further alteration to wetlands or surface waters without amendment of this permit.
16. Standard precautions shall be taken to prevent import or transport of soil or seed stock from nuisance, invading species such as purple loosestrife or Phragmites.
17. The impacts associated with the temporary work shall be restored immediately following construction.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(1), alteration of less than 200 linear feet of stream and banks.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

**2004-02957                      NELSON, CLEMENT**  
**CHATHAM   Unnamed Wetland**

Requested Action:

Dredge approximately 7,180 square feet of poorly drained, palustrine emergent, wet meadow, to construct a fire pond with a dry hydrant.

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Conservation Commission/Staff Comments:

No comments submitted from the local conservation commission, though town selectmen are in favor of the hydrant.

APPROVE PERMIT:

Dredge approximately 7,180 square feet of poorly drained, palustrine emergent, wet meadow, to construct a fire pond with a dry hydrant.

With Conditions:

1. All work shall be in accordance with plans by David Weathers dated November 2004, as received by the Department on December 10, 2004.
2. Work shall be done during low or non flow.
3. Appropriate siltation and erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
5. No fill shall be done to achieve septic setback and no dredging shall take place that would contradict the DES Subsurface Systems Bureau rules.
6. No fill shall be done for lot development.
7. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface

waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

7. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(p), alteration of less than 20,000 sq ft of jurisdictional wetlands with no Hydric A soils, no stream channels and not located in prime wetlands.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

**FORESTRY NOTIFICATION**

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**2004-03048                      VISTA VENTURES LLC, LARSE SOMERO**  
**NEW IPSWICH   Unnamed Stream**

COMPLETE NOTIFICATION:  
New Ipswich Tax Map 14A, Lot# 14 & 16

**2004-03064                      SWEET, DAVID & LYNNE**  
**NEWMARKET   Unnamed Stream**

COMPLETE NOTIFICATION:  
Newmarket Tax Map R4, Lot# 39

**2004-03065                      HATHAWAY, STEVEN & JEANNE**  
**NORTHWOOD   Unnamed Stream**

COMPLETE NOTIFICATION:  
Northwood TaxMap 110, Lot# 1-1 & 2

**2004-03066                      FREESE, THOMAS**  
**GILMANTON   Unnamed Stream**

COMPLETE NOTIFICATION:  
Gilmanton Tax Map 15, Lot# 3

**2004-03067                      GARLAND, DAVID**  
**FITZWILLIAM   Unnamed Stream**

COMPLETE NOTIFICATION:  
Fitzwilliam Tax Map 12, Lot# 54

**2004-03068                      DRED**  
**DEERFIELD   Unnamed Stream**

COMPLETE NOTIFICATION:  
Deerfield Tax Map 413, Lot# 59

**2004-03069                      DICKERMAN, BETTY**  
**GOSHEN   Unnamed Stream**

COMPLETE NOTIFICATION:  
Goshen Tax Map 401, Lot# 1

**2004-03070                      RED DAM CONSERVATORY, JAMES WEMYSS**  
**GROVETON   Unnamed Stream**

COMPLETE NOTIFICATION:  
Groveton Tax Map R6, Lot# 1039

**2004-03071                      SANDERSON, JARIB (TED)**  
**GREENLAND   Unnamed Stream**

COMPLETE NOTIFICATION:  
Greenland Tax map R3, Lot# 17 & 18A

**2004-03072                      BAYROOT LLC - MOXIE TREE FARM, C/O WAGNER FOREST M**  
**ERROL   Unnamed Stream**

COMPLETE NOTIFICATION:  
Errol Tax Map R19, Lot# 1

**2004-03073                      DION, WAYNE**  
**BROOKLINE   Unnamed Stream**

COMPLETE NOTIFICATION:  
Brookline Tax Map D, Lot# 30

**2004-03098                      SILVERMAN, JEAN**  
**NEWMARKET   Unnamed Stream**

COMPLETE NOTIFICATION:  
Newmarket Tax Map R4, Lot# 53

**2004-03099                      LIBERTY MUTAL GROUP, DANIEL KOLASIENSKI**  
**KEENE   Unnamed Stream**

COMPLETE NOTIFICATION:  
Keene Tax Map 913, Lot# 33

**2004-03100                      LIMPERIS, LEE**  
**NEWMARKET   Unnamed Stream**

COMPLETE NOTIFICATION:  
Newmarket Tax map R7, Lot# 25

**2004-03101                      LIMPERIS, LEE**  
**EPPING   Unnamed Stream**

COMPLETE NOTIFICATION:  
Epping Tax Map 8, Lot# 114

**2004-03102                      MCCULLOCH, NORMAN**  
**CONWAY   Unnamed Stream**

COMPLETE NOTIFICATION:  
Conway Tax Map 203, Lot# 43 & 47

**2004-03103                      BANDIERI, GERALD & DEBRA**  
**DORCHESTER   Unnamed Stream**

COMPLETE NOTIFICATION:  
Dochester Tax Map 1, Lot# 660

**2004-03104                      CRAIG, GORDON**  
**SANBORNTON   Unnamed Stream**

COMPLETE NOTIFICATION:  
Sanbornton Tax Map 20, Lot# 41

**2004-03105                      WILLIS, DONNA**  
**CANDIA   Unnamed Stream**

COMPLETE NOTIFICATION:  
Candia Tax Map 411, Lot# 38

**2004-03106                      S&M FOREST TRUST, C/O KATHY BOHRSON**  
**CROYDON   Unnamed Stream**

COMPLETE NOTIFICATION:

Croydon Tax Map 16, Lot# 315

**2004-03107                      BLAEKMAN, GEORGE**  
**CHICHESTER   Unnamed Stream**

COMPLETE NOTIFICATION:

Chichester Tax Map 1, Lot# 8 & 12

**2004-03108                      DODGE, FREDERICK**  
**DEERFIELD   Unnamed Stream**

COMPLETE NOTIFICATION:

Deerfield Tax Map 420, Lot# 20 & 24

**2004-03109                      WALLACE, JOHN/CONSTANCE**  
**WARNER   Unnamed Stream**

COMPLETE NOTIFICATION:

Warner Tax Map 20, Lot# 5-3

**2004-03110                      GOODWIN, CHARLES**  
**STRAFFORD   Unnamed Stream**

COMPLETE NOTIFICATION:

Strafford Tax Map 18, Lot# 27 & 29

**2004-03111                      TUCK REALTY CORPORATION**  
**ROCHESTER   Unnamed Stream**

COMPLETE NOTIFICATION:

Rochester Tax map 256, Lot# 73

**2004-03112                      GABRIELLI TTEE, ELIZABETH**  
**CONCORD   Unnamed Stream**

COMPLETE NOTIFICATION:

Concord Tax Map 100, Lot# 9

**2004-03113                      PARSONS REVOC TRUST, PRISCILLA**  
**EFFINGHAM   Unnamed Stream**

COMPLETE NOTIFICATION:

Effingham Tax Map 15, Lot# 27

**2004-03114                      KELLNER-GOMEZ, MARY LOU**  
**PETERBOROUGH   Unnamed Stream**

COMPLETE NOTIFICATION:  
Peterboro Tax Map U5, Lot# 40

**2004-03115                      BUNTING FAMILY V FORESTRY LLC**  
**COLUMBIA   Unnamed Stream**

COMPLETE NOTIFICATION:  
Columbia Tax Map 405, Lot# 8

**2005-00002                      REED, ALFRED**  
**DANBURY   Unnamed Stream**

COMPLETE NOTIFICATION:  
Danbury Tax Map 406, Lot# 162

**2005-00012                      MCGUIRK, PAUL**  
**ALSTEAD   Unnamed Stream**

COMPLETE NOTIFICATION:  
Alstead Tax Map 53, Lot# 11

**2005-00013                      DUNFEY, DANIEL**  
**WENTWORTH   Unnamed Stream**

COMPLETE NOTIFICATION:  
Wentworth Tax Map 5, Lot# 4

**2005-00014                      HILLSGROVE, GARY**  
**WEBSTER   Unnamed Stream**

COMPLETE NOTIFICATION:  
Webster Tax Map 9, Lot# 10

**2005-00015                      BOISVERT, NORMAND/NANCY**  
**ALBANY   Unnamed Stream**

COMPLETE NOTIFICATION:  
Albany Tax map 9, Lot# 11

**2005-00016                      BERUBE, MARC**  
**WEARE   Unnamed Stream**

COMPLETE NOTIFICATION:

Weare Tax Map 412, Lot# 181 & 183

**2005-00018                      LALIBERTE, RAY**  
**CANDIA   Unnamed Stream**

COMPLETE NOTIFICATION:

Candia Tax Map 409, Lot# 67

**2005-00019                      JONES, JOHN & PATRICA**  
**KEARSARGE   Unnamed Stream**

COMPLETE NOTIFICATION:

Kearsarge Tax Map 203, Lot# 11 & 11.3

**2005-00020                      HADIK, ANDREW**  
**CHESTER   Unnamed Stream**

COMPLETE NOTIFICATION:

Chester Tax Map 4, Lot# 68 & 68-4

**2005-00024                      GREEN ACRE WOODLANDS INC**  
**GROTON   Unnamed Stream**

COMPLETE NOTIFICATION:

Groton Tax Map 1, Lot# 29

**2005-00026                      POWERS TRUST, JANET**  
**BRENTWOOD   Unnamed Stream**

COMPLETE NOTIFICATION:

Brentwood Tax Map 63, Lot# 32.1

**2005-00027                      MACK, ERNEST**  
**AMHERST   Unnamed Stream**

COMPLETE NOTIFICATION:

Amherst Tax Map 4, Lot# 121

**2005-00029                      SANBORN, JON & NANCY**  
**SANBORNTON   Unnamed Stream**

COMPLETE NOTIFICATION:

Sanbornton Tax Map 22, Lot# 28

**2005-00031                      NH FISH & GAME DEPARTMENT**  
**GREENFIELD   Unnamed Stream**

COMPLETE NOTIFICATION:  
Greenfield Tax Map R3, Lot# 1

**2005-00032                      WORCESTER, FREDERICK**  
**AMHERST   Unnamed Stream**

COMPLETE NOTIFICATION:  
Amherst tax map 3, Lot# 55-4

**2005-00036                      SMITH, MARTHA**  
**MASON   Unnamed Stream**

COMPLETE NOTIFICATION:  
ason tax map G, Lot# 80

**EXPEDITED MINIMUM**

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**2003-01488                      BUSH, IRENE & JOHN**  
**NEW CASTLE   Piscataqua River**

Requested Action:

Amend original permit to impact 1,099 square feet of developed upland tidal buffer zone for an addition to the existing single-family residence, and the construction of two stone terraces, and a landscaped stone wall stone wall with the following change: redesign eastern terrace to a 16 ft. x 16 ft. brick patio setback 22 ft. from the highest observable tideline.

\*\*\*\*\*

Inspection Date: 08/13/2003 by Christina Altimari

APPROVE AMENDMENT:

Amend original permit to impact 1,099 square feet of developed upland tidal buffer zone for an addition to the existing single-family residence, and the construction of two stone terraces, and a landscaped stone wall stone wall with the following change: redesign eastern terrace to a 16 ft. x 16 ft. brick patio setback 22 ft. from the highest observable tideline.

With Conditions:

1. All work shall be in accordance with plans by Robert Rodier, as received by the Department on August 4, 2003 and amended plans by John and Irene Bush for the redesign of the brick patio setback 22 ft. from the highest observable tideline.
2. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
3. Coastal staff shall be notified in writing prior to commencement of work and upon its completion.
4. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
5. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
6. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).



7. Appropriate siltation and erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(b), projects that involve work within previously developed upland areas within 100 feet of the highest observable tide line.
2. Per Wt 302.01, the applicant has demonstrated the need for the proposed impacts in the upland tidal buffer zone.
3. Per Wt 302.03, the applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the Department's jurisdiction, as the addition to the existing single-family residence, the landscaped stone wall, and one of the two stone terraces will be completely behind the 50 ft setback from the highest observable tide line.
4. The second, and easternmost stone terrace will extend seaward of the 50 ft setback, but will exist no closer than thirty feet from the highest observable tide line, and in an area that is currently developed, causing no negative environmental impacts as a result of its construction.
5. The abutter whose property line exists within 20 feet of the proposed project did not provide his/her written approval, therefore the applicant has requested that DES waive the requirement to obtain abutter approval.
6. DES field inspection on August 13, 2003 finds that due to the existing elevations being lower than that of the abutters', work proposed within 20' of the property line will not cause any negative environmental impacts to the abutting property.
7. The NH Natural Heritage Inventory (NHNHI) has record of two state threatened plant species within the project vicinity, Coast-Blite Goosefoot (*Chenopodium rubrum*) and Large Bur-Reed (*Sparganium eurycarpum*). NHNHI also has record of one plant species of special concern within the project vicinity, Beach Grass (*Ammophila breviligulata*).
8. DES field inspection finds that the proposed project will not cause any negative environmental impacts to the state threatened plant species, or the plant species of special concern, as none of the plant species are located on the property.

**2004-02543                      FLAGSTONE PROPERTIES INC**  
**DUNBARTON   Unnamed Wetland**

Requested Action:

Dredge and fill approximately 904 square feet of palustrine forested wetlands to provide access to one lot of a 3-Lot subdivision.

\*\*\*\*\*

Conservation Commission/Staff Comments:

Conservation Commission signed the expedited application

APPROVE AMENDMENT:

Dredge and fill approximately 904 square feet of palustrine forested wetlands to provide access to one lot of a 3-Lot subdivision.

With Conditions:

1. All work shall be in accordance with plans by Schauer Environmental Consultants, L.L.C. dated October 4, 2004, as received by the Department on October 20, 2004.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
4. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #3 of this approval.
5. Work shall be done during low or non flow conditions.
6. Appropriate siltation and erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
7. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f), alteration of less than 3,000 sq ft of nontidal wetlands.

2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
5. Request change to Tax Map identification from E3 to E2.

**2004-02633                      NH DEPT OF TRANSPORTATION**  
**CANTERBURY   Unnamed Stream**

Requested Action:

CORRECT permit to include culvert replacement.

\*\*\*\*\*

APPROVE PERMIT:

Replace a 60 in. x 41 ft. culvert and failing rock headwalls with concrete headwalls at inlet and outlet impacting 800 sq. ft. of bank, stream and pond (600 sq. ft. temporary). NHDOT project #M316-3.

With Conditions:

1. All work shall be in accordance with plans by NHDOT District 3 dated 11/05/03, as received by the Department on October 29, 2004.
2. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
3. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
4. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Work shall be done during low flow.

**2004-02763                      SAVAGE, JASON**  
**JEFFERSON   Roadside Ditch / Wetland**

Requested Action:

Fill 60 square feet of road side drainage ditch to replace a failed culvert with an 18-inch by 40 foot culvert to construct a roadway for access to an 8-lot subdivision on 45.49 acres

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Conservation Commission/Staff Comments:

The Jefferson Conservation Commission signed the Minimum Impact Expedited application.

APPROVE PERMIT:

Fill 60 square feet of road side drainage ditch to replace a failed culvert with an 18-inch by 40 foot culvert to construct a roadway for access to an 8-lot subdivision on 45.49 acres

With Conditions:

1. All work shall be in accordance with the following plans as received by the Department on January 3, 2005:
  - a.) Subdivision Plan by Colin F. Sutherland dated July 2004.
  - b.) Plot Plan by Karen Dickson dated November 7, 2004 and revised December 26, 2004.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.

3. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
4. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #3 of this approval.
5. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau.
6. Work shall be done during low flow conditions.
7. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
8. Proper headwalls shall be constructed within seven days of culvert installation.
10. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04((x)) Maintenance, repair, or replacement of a nondocking structure such as a culvert, headwall, bridge, dam, residential utility line, or rip-rap slope of less than 50 linear feet.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

**2004-02803                      WALDSCHMIDT INC**  
**SWANZEY   Unnamed Wetland**

Requested Action:

Approve name change to: Broadvest Properties, Inc., PO Box 9, Rindge, NH 03461

\*\*\*\*\*

Conservation Commission/Staff Comments:

Conservation commission signed the expedited application.

APPROVE NAME CHANGE:

Dredge and fill approximately 2,236 square feet of palustrine forested wetlands to provide access to 8 lots of a proposed 8-Lot subdivision known as Arrowcrest Drive Extension.

With Conditions:

1. All work shall be in accordance with plans by Souhegan Valley Engineering, Inc., grading plan and roadway profiles dated October 22, 2004, as received by the Department on November 17, 2004 and proposed subdivision worksheet dated December, 2004, as received by the Department on December 28, 2004.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. At least 48 hours prior to the start of construction, a pre-construction meeting shall be held with NHDES Land Resources Management Program staff at the project site or at the DES Office in Concord, N.H. to review the conditions of this wetlands permit and the NHDES Site Specific Permit. It shall be the responsibility of the permittee to schedule the pre-construction meeting, and the meeting shall be attended by the permittee, his/her professional engineer(s), wetlands scientist(s), and the contractor(s) responsible for performing the work.
4. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
5. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #4 of this approval.
6. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the

registered permit shall be submitted to the DES Wetlands Bureau.

7. Work shall be done during low flow.

8. Appropriate siltation and erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.

9. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

10. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This permit transfer is issued in accordance with NH Administrative Rule Wt 502.03(b).

**2004-02812                      NH DEPT OF TRANSPORTATION**  
**WOLFEBORO   Unnamed Wetland Lake Wentworth**

Requested Action:

Replace a 24 in. x 61 ft. culvert and header impacting 100 sq. ft. of marsh and 10 linear feet of shoreline.

\*\*\*\*\*

APPROVE PERMIT:

Replace a 24 in. x 61 ft. culvert and header impacting 100 sq. ft. of marsh and 10 linear feet of shoreline. NHDOT project #M312-4.

With Conditions:

1. All work shall be in accordance with plans by NHDOT District 3 dated 7/20/04 as received by the Department on Nov. 18, 2004.

2. Dredged material shall be placed out of the DES Wetlands Bureau jurisdiction.

3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.

4. Construction equipment shall not be located within surface waters.

5. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

6. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

7. Extreme precautions to be taken within riparian areas to limit unnecessary removal of vegetation during road construction and areas cleared of vegetation to be revegetated as quickly as possible.

8. There shall be no further alteration to wetlands or surface waters without amendment of this permit.

9. Proper headwalls shall be constructed within seven days of culvert installation.

10. Work shall be done during low flow.

11. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.

12. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.

13. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.

**2004-02926                      DONAHER FAMILY IRREVOC TRUST, GINGER**  
**SPOFFORD   Unnamed Stream**

Requested Action:

Dredge and fill approximately 1,150 square feet of palustrine forested wetlands and install a culvert to provide access to a proposed single family residence with 184 feet of frontage on Spofford Lake.

\*\*\*\*\*

Conservation Commission/Staff Comments:

Conservation Commission signed the expedited application.

APPROVE PERMIT:

Dredge and fill approximately 1,150 square feet of palustrine forested wetlands and install a culvert to provide access to a proposed single family residence with 184 feet of frontage on Spofford Lake.

With Conditions:

1. All work shall be in accordance with plans by Bell Engineering dated January 4, 2005, as received by the Department on January 4, 2005.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. No fill shall be done to achieve septic setback and no dredging shall take place that would contradict the DES Subsurface Systems Bureau rules.
4. No fill shall be done for lot development.
5. Work shall be done during low or non flow conditions.
6. Appropriate siltation and erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
7. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
8. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
9. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(z), installation of a culvert with associated fill to provide access to a single family residence.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

**2004-03004                      ASPINALL, C SCOTT**  
**TAMWORTH   Unnamed Wetland**

Requested Action:

Dredge a total of 1,114 square feet of wet meadow to create terraced waterfalls and in-kind replacement of two (2) existing 24-inch culverts for improved drainage.

\*\*\*\*\*

Conservation Commission/Staff Comments:

The Tamworth Conservation Commission signed the Minimum Impact Expedited Application.

APPROVE PERMIT:

Dredge a total of 1,114 square feet of wet meadow to create terraced waterfalls and in-kind replacement of two (2) existing 24-inch

culverts for improved drainage.

With Conditions:

1. All work shall be in accordance with the Topographic Plan by Eric O. Williams dated October 14, 2004, as received by the Department on December 16, 2004.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. Work shall be done during no flow conditions.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
6. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
7. Proper headwalls shall be constructed within seven days of culvert installation.
8. Seed mix within the restoration area shall be a wetland seed mix appropriate to the area and shall be applied in accordance with manufacturers specifications. The receipt and contents of the wetland mix shall be supplied to NHDES within 10 days of application.
9. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(k) Maintenance dredging, when necessary to provide continued usefulness, of nontidal drainage ditches, man-made ponds, and spillways.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

**LAKES-SEASONAL DOCK NOTIF**

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**2005-00088                      HILDRETH, JON**  
**LACONIA   Lake Opechee**

COMPLETE NOTIFICATION:  
Laconia Tax Map 364, Lot# 360 Lake Opechee

**ROADWAY MAINTENANCE NOTIF**

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**2005-00089                      ALTON, TOWN OF**  
**ALTON   Unnamed Stream**

**PERMIT BY NOTIFICATION**

\*\*\*\*\*

**2004-02361                      FOURNIER, DONALD**  
**ALTON   Lake Winnepesaukee**

**Requested Action:**

In-kind repairs to existing docking structures and associated support cribs on Lake Winnepesaukee with approximately 130 feet of shoreline frontage.

\*\*\*\*\*

**Conservation Commission/Staff Comments:**

DES received comment dated 10/14/04 from the Alton CC regarding an illegal structure on the frontage.

A letter dated 10/25/04 from the applicant stated that said structure is permanently removed from the frontage.

**PBN IS COMPLETE:**

In-kind repairs to existing docking structures and associated support cribs on Lake Winnepesaukee with approximately 130 feet of shoreline frontage.

**2004-02777                      LEMAY, PETER**  
**RINDGE   Lake Monomonac**

**Requested Action:**

In-kind replacement of one (1) failed 6'x2' concrete step and in-kind repair of an existing 18"x25' dry stacked stone retaining wall on Lake Monomonac with approximately 61 feet of shoreline frontage.

\*\*\*\*\*

**Conservation Commission/Staff Comments:**

The Rindge Conservation Commission signed the PBN.

**PBN IS COMPLETE:**

In-kind replacement of one (1) failed 6'x2' concrete step and in-kind repair of an existing 18"x25' dry stacked stone retaining wall on Lake Monomonac with approximately 61 feet of shoreline frontage.

**2004-02844                      SOUTH DOWN BOAT CLUB ASSOC**  
**LACONIA   Paugus Bay**

**Requested Action:**

Impact 200 square feet of shoreline to replace damaged asphalt with reinforced concrete for boat launching operation on Paugus Bay.

\*\*\*\*\*

**Conservation Commission/Staff Comments:**

The Laconia Conservation Commission signed the PBN.

PBN IS COMPLETE:

Impact 200 square feet of shoreline to replace damaged asphalt with reinforced concrete for boat launching operation on Paugus Bay.

**2005-00022                      PAIGE JR, WALTER**  
**RAYMOND   Exeter River**

Requested Action:

Impact 32 square feet (including 4 linear feet) of bank on the Exeter River to install a dry hydrant for public safety.

\*\*\*\*\*

Conservation Commission/Staff Comments:

The Raymond Conservation Commission signed the PBN.

PBN IS COMPLETE:

Impact 32 square feet (including 4 linear feet) of bank on the Exeter River to install a dry hydrant for public safety.

**2005-00023                      RAYMOND, TOWN OF**  
**RAYMOND   Governor's Lake**

Requested Action:

Dredge and fill 64 square feet of bank on Governor Lake to install a 6-inch pipe as part of a dry hydrant for fire protection.

\*\*\*\*\*

Conservation Commission/Staff Comments:

The Raymond Conservation Commission signed the PBN.

PBN IS COMPLETE:

Dredge and fill 64 square feet of bank on Governor Lake to install a 6-inch pipe as part of a dry hydrant for fire protection.

**2005-00037                      MUCKIAN, PATRICK**  
**STRAFFORD   Unnamed Wetland**

Requested Action:

Fill 606 square feet of forested wetland to install an 18-inch culvert for access to single family residential lot on 3.01 acres as part of a 2-lot subdivision of 6.25 acres.

\*\*\*\*\*

Conservation Commission/Staff Comments:

The Strafford Conservation Commission signed the PBN.

PBN DISQUALIFIED:

DES cannot permit subdivisions with the PBN process.

**2005-00038                      TESSIER, PAULINE**  
**BELMONT   Unnamed Stream**



Requested Action:

Impact 150 square feet within the bed and banks of an intermittent stream to rip-rap 60 linear feet for the stabilization of the banks.

\*\*\*\*\*

Conservation Commission/Staff Comments:

The Belknap Conservation Commission signed the PBN.

PBN DISQUALIFIED:

DES cannot permit the rip-rap of 60 linear feet of intermittent stream with the PBN process.

**2005-00053                      BORELLI, PHILLIP**  
**TUFTONBORO   Unnamed Wetland**

Requested Action:

DES cannot permit subdivisions with the PBN process.

\*\*\*\*\*

Conservation Commission/Staff Comments:

the Tuftonboro Conservation Commission signed the PBN.

PBN DISQUALIFIED:

DES cannot permit subdivisions with the PBN process.

**2005-00054                      ESPERANZA, BARBARA**  
**DALTON   Ditch**

Requested Action:

Fill 400 square feet within the bed and banks of an intermittent stream to install an 15-inch by 20 foot culvert for access to a single family residential lot on 5.5 acres.

\*\*\*\*\*

Conservation Commission/Staff Comments:

The Dalton Conservation Commission signed the PBN.

PBN IS COMPLETE:

Fill 400 square feet within the bed and banks of an intermittent stream to install an 15-inch by 20 foot culvert for access to a single family residential lot on 5.5 acres.